IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4921 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE C.K.THAKKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

MOJKHIJADIYA SEVA SAHAKARI MANDLI LTD

Versus

COLLECTOR

Appearance:

MR SHIRISH JOSHI for Petitioners

Mr. Jayanti Patel for Respondent No. 4

CORAM : MR.JUSTICE C.K.THAKKAR

Date of decision: 06/04/2000

ORAL JUDGEMENT

This petition is filed by the petitioner for an appropriate writ, order or direction directing the respondent authorities to hold election of Board of Directors of Rajkot District Cooperative Bank Limited,

respondent No.4 herein.

Rule was issued and notice was issued as to interim relief.

Today, a statement is made by Mr. Jayant Patel, learned counsel for the respondent bank that in pursuance of the direction issued by the Supreme Court, election is scheduled to be held.

In view of the above fact and statement, in my opinion, the petition has become infructuous and deserves to be disposed of.

It was, however, submitted by Mr. Shirish Joshi for the petitioners that on one pretext or the other, the respondent bank is not holding election and hence, even if this Court disposes of the petition, liberty may be granted to revive the petition in case of difficulty.

In the facts and circumstances, in my opinion, the petition has become infructuous in view of the order passed by the Supreme Court and the statement made by Mr. Jayant Patel for the respondent bank and is disposed of as having become infructuous. Rule is discharged. Notice as to interim relief is vacated. No order as to costs. Liberty to revive the petition in case of difficulty.

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